IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

TUESDAY, THE 27TH MARCH 2007 / 6TH CHAITHRA 1929

WP(C).No. 6138 of 2007(E)

PETITIONERS:
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1. **ALAGAPPA TEXTILES (COCHIN) MILLS, A UNIT OF NATIONAL TEXTILE CORPORATION (APKK & M) LTD., ALAGAPPA NAGAR, THRISSUR, REP. BY ITS GENERAL MANAGER.**

2. **R. PANDURANGA, GENERAL MANAGER, ALAGAPPA TEXTILES (COCHIN) MILLS, A UNIT OF NATIONAL TEXTILE CORPORATION (APKK & M) LTD., ALAGAPPA NAGAR, THRISSUR.**

3. **P.V. MADHU, MANAGER (PERSONNEL), ALAGAPPA TEXTILES (COCHIN) MILLS, A UNIT OF NATIONAL TEXTILE COPORATION (APKK & M) LTD., ALAGAPPA NAGAR, THRISSUR.**

BY ADV. SRI.U.K.RAMAKRISHNAN
SRI.P.V.LOHITHAKSHAN
SRI.V.KRISHNA MENON

RESPONDENTS:
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1. **STATE OF KERALA, REP. BY THE CHIEF SECRETARY, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.**

2. **THE DISTRICT COLLECTOR, THRISSUR.**

3. **THE DISTRICT SUPERINTENDENT OF POLICE, THRISSUR.**

4. **THE DEPUTY SUPERINTENDENT OF POLICE, THRISSUR.**

5. **THE CIRCLE INSPECTOR OF POLICE, PUDUKKAD, THRISSUR.**

6. THE SUB INSPECTOR OF POLICE,
PUDUKKAD POLICE STATION, PUDUKKAD, THRISSUR.

7. TEXTILES WORKERS UNION (AITUC)
ALAGAPPA NAGAR, THRISSUR, REPRESENTED BY ITS
GENERAL SECRETARY.

8. ALAGAPPA TEXTILES EMPLOYEES UNION
(CITU) ALAGAPPANAGAR, THRISSUR REPRESENTED
BY ITS GEN.SECRETARY.

9. ALAGAPPA TEXTILES LABOUR
CONGRESS (INTUC), ALAGAPPA NAGAR,
THRISSUR, REPRESENTED BY ITS
GENERAL SECRETARY.

10. TRICHUR JILLA TEXTILE MAZDOOR SANGH
(BMS), ALAGAPPA TEXTILES UNION,
ALAGAPPA NAGAR REPRESENTED BY ITS
GENERAL SECRETARY.

BY ADV. SRI.PHILIP T.VARGHESE FOR R7 TO R10
SRI.THOMAS T.VARGHESE
GOVT.PLEADER SRI.P.A.SALIM

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 27/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: COPY OF THE JOINT REPRESENTATION DATED 8.12.2006 SUBMITTED BY THE RESPONDENTS 7 TO 10 UNIONS TO THE GENERAL MANAGER OF THE MILLS.

EXT.P2: COPY OF THE PUNISHMENT ORDER NO.AL/5454/07 DATED 15.2.2007 ISSUED BY THE 1ST PETITIONER TO SRI.P.A.THOMAS.

EXT.P3: COPY OF THE COMPLAINT DATED 19.2.2007 SUBMITTED BY THE 1ST PETITIONER TO THE 3RD RESPONDENT.

EXT.P4: COPY OF THE LETTER DATED 19.2.2007 BEFORE THE 2ND RESPONDENT.

EXT.P5: COPY OF LETTER DATED 13.3.2007 SUBMITTED BY THE PRESIDENT OF THE NATIONAL TEXTILE CORPORATION MILLS UNITED STAFF FEDERATION TO THE 2ND PETITIONER.

EXT.P6: COPY OF THE LETTER DATED 13.3.2007 SIGNED AND SUBMITTED BY M/S.T.BALAKRISHNAN AND OTHER STAFF MEMBERS TO THE 2ND PETITIONER.

EXT.P7: COPY OF THE LETTER DATED 24.3.2007 SIGNED AND SUBMITTED BY SRI.P.SREENIVASAN, DEPUTY SPINNING MANAGER AND 5 OTHERS.

EXT.P8: COPY OF THE COMPLAINT DATED 24.3.2007 SUBMITTED BY THE 1ST PETITIONER TO THE 3RD RESPONDENT.

EXT.P9: COPY OF THE LETTER SUBMITTED BY THE MANAGER OF PATEL ROADWAYS LTD. TO THE 2ND PETITIONER.

/TRUE COPY/

J.B. KOSHY and T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C) No.6138 of 2007 (E)

Dated this the 27th day of March, 2007

Judgment

Koshy, J.

This is a petition for police protection. On 14.3.2007, we have granted an interim order of protection. It is submitted by the counsel for the Unions that what they have stated on 14.3.2007 was that they will not obstruct Sri.P.A.Thomas from working as PF Clerk and not "object" Sri.P.A.Thomas. That statement is recorded. Police is directed to see that order passed by this Court on 14.3.2007 is observed strictly in letter and spirit and we make the above interim order dated 14.3.2007 absolute. Police also should see that properties of the petitioners are protected especially because the mill is owned by a public sector undertaking. This order is passed without prejudice to the right of the workers in raising industrial disputes. With the

above observations this writ petition is disposed of.

J.B.KOSHY
JUDGE

T.R.RAMACHANDRAN NAIR
JUDGE

prp

J.B. KOSHY AND
T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C) No./2007

Judgment

Dated:21st March, 2007